

Docket No.
3004-9US

Declaration and Power of Attorney For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

POLYENE POLYKETIDES, PROCESSES FOR THEIR PRODUCTION AND THEIR USE AS A PHARMACEUTICAL

the specification of which

(check one)

☐ is attached hereto.

☒ was filed on January 21, 2004 as United States Application No. or PCT International Application Number USSN 10/762,107 and was amended on _____

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

USSN 60/441,123

(Application Serial No.)

January 21, 2003

(Filing Date)

USSN 60/469,810

(Application Serial No.)

May 13, 2003

(Filing Date)

USSN 60/491,516

(Application Serial No.)

August 01, 2003

(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

USSN 60/494,568

August 13, 2003

(Application Serial No.)

(Filing Date)

(Application Serial No.)

(Filing Date)

(Application Serial No.)

(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

(Application Serial No.)

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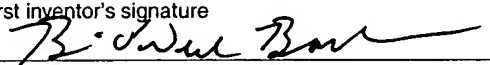
POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

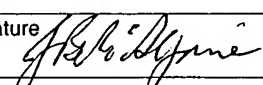
Ywe J. Looper - Reg. No. 43758
 ECOPIA BIOSCIENCES INC.

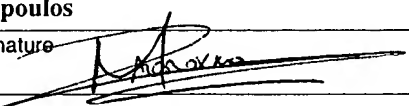
Anne M. Coughlin - Reg. No. 43564
 ECOPIA BIOSCIENCES INC.

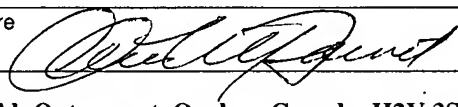
Send Correspondence to: Ywe J. Looper
 ECOPIA BIOSCIENCES INC.
 7290 Frederick-Banting
 Saint-Laurent, Quebec, H4S 2A1 CANADA

Direct Telephone Calls to: *(name and telephone number)*
 Ywe J. Looper - (514) 336-2700 ext.431

Full name of sole or first inventor Brian O. Bachmann	
Sole or first inventor's signature 	Date 24 Feb 2004
Residence 1908 Convent Place Apt.14, Nashville, TN, USA 37212	
Citizenship American	
Post Office Address same	

Full name of second inventor, if any James B. McAlpine	
Second inventor's signature 	Date March 4th '04
Residence 40 Upper Trafalgar Place, Montreal, Quebec, Canada, H3H 1T3	
Citizenship American	
Post Office Address same	

Full name of third inventor, if any Emmanuel Zazopoulos	
Third inventor's signature 	Date MARCH 09, 2004
Residence 455 Saint-Pierre Apt.410, Montreal, Quebec, Canada, H2Y 2M8	
Citizenship Canadian	
Post Office Address same	

Full name of fourth inventor, if any Chris M. Farnet	
Fourth inventor's signature 	Date March 9, 2004
Residence 772 avenue Bloomfield, Outremont, Quebec, Canada, H2V 3S3	
Citizenship American	
Post Office Address same	

Full name of fifth inventor, if any	
Fifth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

Full name of sixth inventor, if any	
Sixth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	